ROGERS JOSEPH O'DONNELL 1 RENÉE D. WASSERMAN (State Bar No. 108118) ALEXIS JANSSEN MORRIS (State Bar No. 200264) 2 311 California Street San Francisco, California 94104 3 Telephone: (415) 956-2828 Facsimile: (415) 956-6457 4 5 THE LUSTIGMAN FIRM, P.C. SHELDON S. LUSTIGMAN (admitted pro hac vice) ANDREW B. LUSTIGMAN (admitted pro hac vice) 6 149 Madison Avenue, Suite 805 New York, New York 10016 7 Telephone: (212) 683-9180 Facsimile: (212) 683-9181 8 Attorneys for Defendants 9 MEDLÁB, INC., PINNACLE HOLDINGS, INC., METABOLIC 10 RESEARCH ASSOCIATES, INC., U.S.A. HEALTH, INC. AND L. SCOTT 11 HOLMES 12 UNITED STATES DISTRICT COURT 13 NORTHERN DISTRICT OF CALIFORNIA 14 FEDERAL TRADE COMMISSION, Case No. CV-08-0822-SI 15 Plaintiff, [PROPOSED] ORDER GRANTING 16 MOTION TO EXTEND DEFENDANTS' TIME TO FILE OPPOSITION TO 17 VS. PLAINTIFF'S MOTION FOR MEDLAB, INC., et al., SUMMARY JUDGMENT AND TO 18 CONTINUE HEARING DATE Defendants. 19 **TBD** Date: 20 **TBD** Time: 10, 19th Floor Courtroom: 21 Date of first filing: February 6, 2008 Trial Date: June 8, 2009 22 23 24 The Court, upon motion of Defendants pursuant to Civil Local Rule 6-3, and GOOD CAUSE APPEARING THEREFORE, HEREBY ORDERS an extended period of 30 25 days time for Defendants to file their Opposition to Plaintiff's Motion For Summary 26 Judgment and further orders the hearing on the matter extended by 30 days. 27 28 Page 1

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1	Defendants shall file their Opposition to Plaintiff's Motion for Summary
2	Judgment on or before March 9, 2009, Plaintiff shall file its Reply on or before March 23,
3	remains on 3/27/09 2009, and the hearing shall be continued to April 27, 2009 at 9:00 a.m.
4	IT IS HEREBY SO ORDERED, this day of, 2009.
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6	Juran Selaton
7	THE HONORABLE SUSAN ILLSTON UNITED STATES DISTRICT JUDGE
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